

1 Greg L. Lippetz (State Bar No. 154228)
2 glippetz@jonesday.com
3 JONES DAY
4 1755 Embarcadero Road
Palo Alto, CA 94303
Telephone: 650-739-3939
Facsimile: 650-739-3900

David N. Kuhn - State Bar No. 73389
Attorney-at-Law
144 Hagar Avenue
Piedmont, CA 94611
Telephone: (510)653-4983
E-mail: dnkuhn@pacbell.net

5 Attorneys for Defendant Maxim
Integrated Products, Inc.

Attorney for Plaintiff Gregory Bender

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Case No. C09-01152-SI

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINE
FOR MAXIM TO FILE ITS
DISCOVERY MOTION RELATED
TO BENDER'S AMENDED
INFRINGEMENT CONTENTIONS**

Plaintiff Gregory Bender (“Plaintiff”) and Defendant Maxim Integrated Products, Inc., (“Defendant”), through their respective counsel, hereby make the following stipulation with regards to Defendant’s discovery motion related to Plaintiff’s amended infringement contentions.

21 Due to the parties' and counsels' limited availability due to the upcoming holidays, the
22 parties have agreed, and hereby request that the deadline for Defendant to file its discovery
23 motion pursuant to the Court's Order of November 19, 2009 (D.I. 42) be extended until Friday,
24 January 15, 2010. The parties further stipulate that the Court's order granting Defendant
25 temporary relief from its discovery obligations (D.I. 34) shall remain in place until the dispute is
resolved.

1 Respectfully submitted,

2 Dated: December 28, 2009

3 Jones Day

4 By: /s/ Gregory Lippetz

5 Greg L. Lippetz
6 State Bar No. 154228
7 JONES DAY
8 Silicon Valley Office
9 1755 Embarcadero Road
Palo Alto, CA 94303
Telephone: 650-739-3939
Facsimile: 650-739-3900

10 Counsel for Defendant Maxim Integrated
11 Products, Inc.

12 In accordance with General Order No. 45, Section X(B), the above signatory attests that
13 concurrence in the filing of this document has been obtained from the signatory below.

14 Dated: December 28, 2009

15 By: /s/ David Kuhn

16 David N. Kuhn
17 Attorney-at-Law
18 144 Hagar Avenue
Piedmont, California 94611
Telephone: (510) 653-4983

19 Counsel for Plaintiff Gregory Bender

20

21

22 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

23

24 DATED: _____, 20____

25 By: Susan Illston

26 THE HON. SUSAN ILLSTON
United States District Court Judge